

UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA

Donna Dorsey Davis,
as an individual and derivatively upon behalf
of I-65 Properties, Inc.

Plaintiff,

VS.

CIVIL ACTION NO: 2:06cv766

Richard M. Dorsey, as an individual,
and CD& O, LLC, as a necessary party,

Defendant.

and

Richard M. Dorsey,
Dorsey Motor Sales, Inc.,
and TD & O, Inc.,

Counter Plaintiffs,

VS.

Donna Dorsey Davis,

Counter Defendant.

Plaintiff/Counter-Defendant's Motion for Summary Judgment

Pursuant to Rule 56, Fed. R. Civ. P., Plaintiff/Counter-Defendant, Donna Dorsey Davis moves for entry of summary judgment in her favor and against the Defendant/Counter-Plaintiff. As grounds in support thereof, Plaintiff/Counter-Defendant would show unto the Court that there is no disputed issue of material fact and that defendant is entitled to judgment as a matter of law.

This motion is based on pleadings, depositions, and other matters of record, as well as the evidentiary submission previously filed by the Defendant/Counter-Plaintiff.

Respectfully Submitted this 9th day of April, 2007.

//s// Lindsay B. Erwin
Lindsay B. Erwin
ASB-5299-Y59E
Attorney for Plaintiff

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CERTIFICATE OF SERVICE

I hereby certify that on the 9 day of April, 2007, I electronically filed the foregoing with the Clerk of the Court using electronic filing system which will send information of such filing to the following:

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//s// Lindsay B. Erwin
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